

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

WARREN SCOTT, as Executor	)	
of the Estate of Nancy	)	
Scott, Deceased,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO.
	)	2:21cv508-MHT
	)	(WO)
AFLAC, INCORPORATED, d/b/a	)	
AFLAC,	)	
	)	
Defendant.	)	

ORDER

Based upon the agreement of the parties, it is  
ORDERED that:

(1) Defendant's partial motion to dismiss (Doc. 5)  
is granted, and Counts II (negligence/wantonness),  
Counts III and IV (bad faith), and Count V (wrongful  
death) of plaintiff's complaint are dismissed with  
prejudice. Count I (breach of contract) remains  
pending.

(2) Plaintiff's motion to remand (Doc. 8) is  
granted, and pursuant to 28 U.S.C. § 1447(c), this

cause is remanded to the Circuit Court of Autauga County, Alabama.

(3) The motion to substitute and amend style of case (Doc. 4) is denied without prejudice.

(4) The clerk of the court is DIRECTED to take appropriate steps to effect the remand.

This case is closed in this court.

DONE, this the 13th day of September, 2021.

/s/ Myron H. Thompson  
UNITED STATES DISTRICT JUDGE